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**U.S. District Court
Southern District of New York (Foley Square)
CIVIL DOCKET FOR CASE #: 1:09-cv-03744-JGK**

Michael McKevitt v. Mueller et al
Assigned to: Judge John G. Koeltl
Cause: 28:1782 Letter Rogatory - Appointment

Date Filed: 04/13/2009
Date Terminated: 02/18/2010
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: Federal Question

Plaintiff

John Henry Michael McKevitt

represented by **Eamonn Seamus Dornan**
Dornan & Associates, PLLC
45-58 Vernon Boulevard
Long Island City, NY 11101
(212) 707-9997
Fax: (718) 228-5940
Email: edornan@dornanlaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

Director Robert S. Mueller, III
*Federal Bureau of Investigation an agency
of the United States Department of Justice*

represented by **Emily Ewell Daughtry**
U.S. Attorney's Office, SDNY (Chambers
Street)
86 Chambers Street
New York, NY 10007
(212)-637-2800 x1579
Fax: (212)-637-2717
Email: emily.daughtry@usdoj.gov
LEAD ATTORNEY

Defendant

Director Robert M. Hollis
*Office of International Judicial Assistance
of the United States Department of Justice*

represented by **Emily Ewell Daughtry**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Eric Holder
Attorney General of the United States

represented by **Emily Ewell Daughtry**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

United States Department of Justice

represented by **Emily Ewell Daughtry**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Federal Bureau of Investigation

represented by **Emily Ewell Daughtry**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
04/13/2009	<u>1</u>	COMPLAINT against Robert S. Mueller, III, Robert M. Hollis, Eric Holder, United States Department of Justice, Federal Bureau of Investigation. (Filing Fee \$ 350.00, Receipt Number 684042)Document filed by John Henry Michael McKevitt.(ama) (ama). (Entered: 04/16/2009)
04/13/2009		SUMMONS ISSUED as to Robert S. Mueller, III, Robert M. Hollis, Eric Holder, United States Department of Justice, Federal Bureau of Investigation. (ama) (Entered: 04/16/2009)

04/13/2009		Magistrate Judge Kevin Nathaniel Fox is so designated. (ama) (Entered: 04/16/2009)
04/13/2009		Case Designated ECF. (ama) (Entered: 04/16/2009)
05/09/2009	2	CERTIFICATE OF SERVICE of Summons and Complaint. Robert S. Mueller, III served on 4/16/2009, answer due 6/15/2009; Robert M. Hollis served on 4/16/2009, answer due 6/15/2009; Eric Holder served on 4/16/2009, answer due 6/15/2009; United States Department of Justice served on 4/16/2009, answer due 6/15/2009; Federal Bureau of Investigation served on 4/16/2009, answer due 6/15/2009. Service was made by Federal Express Mail. Document filed by John Henry Michael McKevitt. (Dornan, Eamonn) (Entered: 05/09/2009)
06/05/2009	3	NOTICE of COURT CONFERENCE: You are directed to appear for a pretrial conference, to be held on Tuesday, June 23, 2009 at 4:30pm in Courtroom 12B, in front of the Honorable John G. Koeltl All requests for adjournments must be made in writing to the Court. For any further information, please contact the Court at (212) 805-0107. (jfe) (Entered: 06/08/2009)
06/10/2009	4	ENDORSED LETTER addressed to Judge John G. Koeltl from Emily Daughtry dated 6/8/09 re: Request to extend time to 7/10/09 to respond to the complaint. ENDORSEMENT: Application granted. Robert S. Mueller, III answer due 7/10/2009; Robert M. Hollis answer due 7/10/2009; Eric Holder answer due 7/10/2009; United States Department of Justice answer due 7/10/2009; Federal Bureau of Investigation answer due 7/10/2009. (Signed by Judge John G. Koeltl on 6/9/09) (cd) (Entered: 06/10/2009)
07/10/2009	5	MOTION to Dismiss. Document filed by Robert S. Mueller, III, Robert M. Hollis, Eric Holder, United States Department of Justice, Federal Bureau of Investigation. (Daughtry, Emily) (Entered: 07/10/2009)
07/10/2009	6	MEMORANDUM OF LAW in Support re: 5 MOTION to Dismiss.. Document filed by Robert S. Mueller, III, Robert M. Hollis, Eric Holder, United States Department of Justice, Federal Bureau of Investigation. (Daughtry, Emily) (Entered: 07/10/2009)
08/14/2009	7	ORDER, Set Deadlines/Hearing as to 5 MOTION to Dismiss :(Responses due by 9/3/2009, Replies due by 9/17/2009. (Signed by Judge John G. Koeltl on 8/13/09) (cd) (Entered: 08/14/2009)
09/03/2009	8	FIRST MEMORANDUM OF LAW in Opposition re: 5 MOTION to Dismiss.. Document filed by John Henry Michael McKevitt. (Dornan, Eamonn) (Entered: 09/03/2009)

09/14/2009	9	ENDORSED LETTER addressed to Judge John G. Koeltl from Emily E. Daughtry dated 9/9/2009 re: AUSA writes to request a three-week extension from September 17, 2009, to October 8, 2009, to submit the Government's reply brief in further support of its motion to dismiss the above-referenced case. ENDORSEMENT: APPLICATION GRANTED. SO ORDERED. (Signed by Judge John G. Koeltl on 9/11/2009) (tve) (Entered: 09/14/2009)
10/08/2009	1 0	REPLY MEMORANDUM OF LAW in Support re: 5 MOTION to Dismiss.. Document filed by Robert S. Mueller, III, Robert M. Hollis, Eric Holder, United States Department of Justice, Federal Bureau of Investigation. (Daughtry, Emily) (Entered: 10/08/2009)
10/15/2009	1 1	ORDER The government's motion to dismiss was fully briefed as of October 8, 2009. The government is directed to provide a full set of courtesy copies of the papers regarding the motion to dismiss to the Court. SO ORDERED. (Signed by Judge John G. Koeltl on 10/15/2009) (jmi) (Entered: 10/15/2009)
01/04/2010	1 2	NOTICE OF ORAL ARGUMENT: Oral Argument set for 1/20/2010 at 10:00 AM in Courtroom 12B, 500 Pearl Street, New York, NY 10007 before Judge John G. Koeltl. (tro) (Entered: 01/05/2010)
02/16/2010	1 3	OPINION AND ORDER,#98555 the complaint is therefore dismissed without prejudice for lack of subject matter jurisdiction. The Clerk is directed to enter Judgment and to close this case and Docket No. 5. (Signed by Judge John G. Koeltl on 2/12/10) (cd) Modified on 2/17/2010 (ajc). (Entered: 02/16/2010)
02/16/2010		Transmission to Judgments and Orders Clerk. Transmitted re: 13 Memorandum & Opinion, to the Judgments and Orders Clerk. (cd) (Entered: 02/16/2010)
02/18/2010	1 4	CLERK'S JUDGMENT That for the reasons stated in the Court's Opinion and Order dated February 12, 2010, the complaint is dismissed without prejudice for lack of subject matter jurisdiction; accordingly, the case is closed. (Signed by J. Michael McMahon, clerk on 2/18/10) (Attachments: # 1 notice of right to appeal)(ml) (Entered: 02/18/2010)

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